

BEFORE THE BOARD OF DENTISTRY  
DEPARTMENT OF LABOR AND INDUSTRY  
STATE OF MONTANA

In the matter of the amendment of ARM     ) NOTICE OF AMENDMENT  
24.138.502, 24.138.503, 24.138.505,     )  
24.138.506, 24.138.507, 24.138.509,     )  
24.138.511, and 24.138.530 pertaining     )  
to licensure     )

TO: All Concerned Persons

1. On March 27, 2008, the Board of Dentistry (board) published MAR Notice No. 24-138-65 regarding the proposed amendment of the above-stated rules, at page 527 of the 2008 Montana Administrative Register, issue no. 6.

2. On April 21, 2008, a public hearing was held on the proposed amendment of the above-stated rules in Helena. One comment was received by the April 29, 2008, deadline.

3. The board has thoroughly considered the comment received. A summary of the comment received and the board's response are as follows:

COMMENT 1: One commenter was concerned that requiring Limited Access Permit applicants to provide the name and location of the facility where they plan to provide services may deter dental hygienists from applying if they do not have a primary site secured.

RESPONSE 1: While acknowledging the commenter's concerns, the board notes that LAP holders are specifically limited in statute as to where they can practice under an LAP. The board concluded that it is necessary to at least request the practice locale from the LAP applicants to comport with the statutory requirements.

4. The board has amended ARM 24.138.502, 24.138.503, 24.138.505, 24.138.506, 24.138.507, 24.138.509, 24.138.511, and 24.138.530 exactly as proposed.

BOARD OF DENTISTRY  
DR. PAUL SIMS, DDS

/s/ DARCEE L. MOE  
Darcee L. Moe  
Alternate Rule Reviewer

/s/ KEITH KELLY  
Keith Kelly, Commissioner  
DEPARTMENT OF LABOR AND INDUSTRY

Certified to the Secretary of State July 7, 2008